

## AMENDMENTS TO THE CLAIMS:

1. (currently amended) An appliance having an ergonomic handle offering users the choice of horizontally or vertically gripping the handle ~~an appliance attached thereto~~, comprising:

a first handle member shaped and dimensioned for gripping by an individual, the first handle member having a first longitudinal axis, a first end and a second end, and upper and lower surfaces;

a second handle member shaped and dimensioned for gripping by an individual, the second handle member having a second longitudinal axis, a first end and a second end, wherein the first end of the second handle member is the only portion of the handle connected to the appliance ~~the first end and second end of the second handle member are provided with reduced diameters when compared to a central portion of the second handle member, the first end and second end of the second handle member being shaped and dimensioned to accommodate the palm and fingers of a hand of a user;~~

the first handle member and the second handle member being connected such that the second longitudinal axis of the second handle member is oriented approximately perpendicular relative to the first longitudinal axis of the first handle member, and

wherein the first end of the first handle member is connected to the second end of the second handle member, the second end of the first handle member is free and unconnected to the appliance, and the first end of the second handle member is connected directly to the appliance with the appliance extending downwardly therefrom along the second longitudinal axis of the second handle member.

2. (currently amended) The appliance with ergonomic handle according to claim 1, wherein the first handle member is oriented for substantially horizontal gripping when a user attempts to use the appliance.
3. (currently amended) The appliance with ergonomic handle according to claim 1, wherein the second handle member is oriented for substantially vertical gripping when a user attempts to use the appliance.
4. (cancelled)
5. (currently amended) The appliance with ergonomic handle according to claim 1, wherein the first end of the first handle member is provided with a reduced diameter when compared to a central portion of the first handle member, the first end of the first handle member being shaped and dimensioned to accommodate the palm and fingers of a hand of a user.
6. (currently amended) The appliance with ergonomic handle according to claim 5, wherein the first end of the first handle member further includes an indentation shaped and dimensioned for receipt by a thumb of a user on the upper surface thereof.
7. (currently amended) The appliance with ergonomic handle according to claim 1, wherein the second end of the first handle member is provided with a swivel member shaped and dimensioned

for positioning of a thumb of a user thereon at the free end thereof, the swivel member being shaped and dimensioned to be continuous in shape with the remainder of the first handle member.

8. (currently amended) The appliance with ergonomic handle according to claim 7, wherein a far end of the swivel member includes a ridge aiding a user in positioning a hand thereon by providing the user with a ready indicator as to a tip of the first handle member.

9. (cancelled)

10. (cancelled)

11. (currently amended) The appliance with ergonomic handle according to claim 1, further including a positioning projection at a connection between between the first handle member and the second handle member.

12. (currently amended) The appliance with ergonomic handle according to claim 1, wherein the appliance is a hand held mixer.